

IN UNITED STATES PATENT AND TRADEMARK OFFICE

Section 4

Applicant(s): Henry A. Lester, et al.

File No.: A-63098-1/RFT/DAV

Serial No.: 09/039,927

Group Art Unit: 1643

Filed: March 16, 1998

For: INWARD RECTIFIER, G-PROTEIN ACTIVATED, MAMMALIAN,
POTASSIUM CHANNELS AND USES THEREOF



I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on October 7, 1998

Judy Wilson

TRANSMITTAL OF MISSING PARTS OF APPLICATION

Assistant Commissioner for Patents
BOX MISSING PART
Washington, D. C. 20231

Sir:

In response to the Notification of Missing Requirements dated April 7, 1998, enclosed herewith is the Small Entity filing fee. A copy of the executed Verified Statement Claiming Small Entity Status from the prior application is enclosed. With regards to Line 8, this application does comply with Sequence Rules 37 CFR 1.821-1.825 in that an identical computer readable form of the Sequence Listing was submitted with the prior application on March 18, 1997.

Enclosed is our check in the amount of \$1256.00 for the surcharge for late filing of the Declaration. Please debit any underpayment or credit any overpayment to our Deposit Account No. 06-1300 (Order No. A-63098-1/RFT/DAV). Two copies of this sheet are enclosed.

Respectfully submitted,

FLEHR HOHBACH TEST
ALBRITTON & HERBERT LLP

Date: October 7, 1998

By:

Dolly A. Vance
Reg. No. 39,054

Four Embarcadero Center, Suite 3400
San Francisco, CA 94111-4187
(415) 781-1989



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/039,927 03/16/98 LESTER

H A-63098-1/F

0232/0407

FLEHR HOHRBACH TEST (ALBRITTON & HERBERT)
FOUR EMBARCADERO CENTER
SUITE 3400
SAN FRANCISCO CA 94111

NOT ASSIGNED

1643

DATE MAILED:

04/07/98

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a

☐ small entity (statement filed) ☒ non-small entity is \$ 1002.

☒ 1. The statutory basic filing fee is:

- ☒ missing.
☐ insufficient.

Applicant must submit \$ 790 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. Additional claim fees of \$ 82, including any multiple dependent claim fees, are required.

\$ 82 for independent claims over 3.

\$ for dependent claims over 20.

10/20/1998 CUSHING 0000006 09039927

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

01 FC:201 395.00 OP

02 FC:202 41.00 OP

03 FC:205 45.00 OP

04 FC:210

- ☐ is missing or unexecuted.
☐ does not cover the omitted items.
☐ does not identify the application to which it applies.
☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☒ 8. The application does not comply with the Sequence Rules.
See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Customer Service Center